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600-20 08/486409

INVENTION PROGRAM APPLICATION TRANSMITTAL FORM		Docket Number: P41 90004	
Classification Location:		Prior Application:	
Class	Subclass	Examiner C. Low	Art Unit 1814

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

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GREGG LOUGHEY  
(TYPED OR PRINTED NAME OF PERSON MAILING PAPER OR FEE)  
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Sir:

This is a request for filing a  
— continuation ☒ divisional

application under 37 C.F.R. 1.60, of pending prior application serial no.  
08/147,912, filed on November 3, 1993, entitled FLP-MEDIATED GENE  
MODIFICATION IN MAMMALIAN CELLS, AND COMPOSITIONS AND CELLS USEFUL THEREFOR  
by the following named inventor(s):

201	Full Name Of Inventor	Last Name WAHL	First Name GEOFFREY	Middle Name M.
	Residence & Citizenship	City SAN DIEGO	State or Foreign Country CALIFORNIA	Country of Citizenship UNITED STATES
	Post Office Address	Post Office Address 4258 ARGUELLO ST.	City SAN DIEGO	State Or Country CALIFORNIA
202	Full Name Of Inventor	Last Name O'GORMAN	First Name STEPHEN	Middle Name V.
	Residence & Citizenship	City SAN DIEGO	State or Foreign Country CALIFORNIA	Country of Citizenship UNITED STATES
	Post Office Address	Post Office Address 2761 HAVASUPAI AVE.	City SAN DIEGO	State or Country CALIFORNIA
203	Full Name Of Inventor	Last Name	First Name	Middle Name
	Residence & Citizenship	City	State or Foreign Country	Country of Citizenship
	Post Office Address	Post Office Address	City	State or Country

No payment of the issue fee, abandonment of, or termination of  
proceedings has occurred in the above-identified prior application.


1. — Enter the amendment previously filed on \_\_\_\_\_  
under 37 C.F.R. 1.116 but unentered in the prior application.
2. — A preliminary amendment is enclosed.

3. X Cancel in this application original claims 19-28 and 42-59 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

The filing fee is calculated below:

	Number filed	Number Extra	Rate	Fee
Total Claims	31 - 20	11	\$11 X \$22	\$121.00
Independent Claims	6 - 3	3	\$38 X \$76	\$114.00
Multiple Dependent Claim ___ Yes            ___ No			\$120 \$240	\$
Basic Fee			\$365 \$730	\$365.00
		Total Filing Fee		\$600.00

4. X A check in the amount of \$600.00 is enclosed, which covers the filing fee.
5. X The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 16-2460. A duplicate copy of this sheet is enclosed.
- X Any additional filing fees required under 37 C.F.R. 1.16.  
X Any patent application processing fees under 37 C.F.R. 1.17.
6. X Amend the specification by inserting before the first paragraph on page 1:

14 Feb 1997  This application is a \_\_\_ continuation X divisional of application serial no. 08/147,912 filed November 3, 1993, which is a continuation of serial no. 07/666,252, filed March 8, 1991. The entire contents of which are hereby incorporated by reference herein.

7. X A verified statement claiming small entity status was filed in parent application serial no. 08/147,912, filed November 3, 1993 and such status is still proper.
8. \_\_\_ Priority of application serial no. \_\_\_ filed \_\_\_ in \_\_\_ is claimed under 35 U.S.C. 119.
9. X The prior application is assigned of record to THE SALK INSTITUTE FOR BIOLOGICAL STUDIES.
10. X The power of attorney in the prior application is to , Registration No. Stephen E. Reiter, Registration No. 31,192; Cathryn A. Campbell, Registration No. 31,815; Theresa A. Brown, Registration No. 32,547; James R. Brueggemann, Registration No. 28,286; Robert A. Schroeder, Registration No. 25,393; Laurence H. Pretty, Registration No. 25,312 and Gary A. Clark, Registration No. 28,060.
11. \_\_\_ Please transfer the drawings from the prior application to the new application.
12. X A true copy of the prior application as filed is enclosed, including the Declaration and Power of Attorney filed in parent application, U.S. serial no. 08/147,912 filed November 3, 1993.
13. X Information Disclosure Statement(s) filed in the prior application under 37 C.F.R. 1.97 is (are) hereby made of record.

14. X Also enclosed: A copy of a Request for three-month extension of time for response to parent application for copendency.
15.      Also enclosed:

Address all future communications to:

Stephen E. Reiter  
PRETTY, SCHROEDER, BRUEGGEMANN & CLARK  
444 South Flower Street, Suite 2000  
Los Angeles, California 90071  
(619) 546-4737

The undersigned states that the enclosed application papers comprise a true copy of the prior application as filed.

Date: 6/9/95

Stephen E. Reiter  
Registration No. 31,192  
Attorney for Applicant



PATENT

Our Docket: P41 9498

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
EVANS et al.

Serial No.: 08/147,912

Filed: November 3, 1993

For: FLP-MEDIATED GENE  
MODIFICATION IN MAMMALIAN  
CELLS, AND COMPOSITIONS  
AND CELLS USEFUL THEREFOR

BOX AF  
Hon. Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Group Art Unit: 1814

Examiner: C. Low

I hereby certify that this correspondence is being deposited  
with the United States Postal Service as first class mail in an  
envelope addressed to: Commissioner of Patents and Trade  
marks, Washington, D. C. 20231, on 6/7/95

Date

BY

Stephen E. Reiter Reg. No. 31,192

6/7/95  
Date of Signature

PETITION FOR EXTENSION OF TIME

Sir:

Applicants hereby petition for a three-month extension  
of time to submit a brief, based on the Notice of Appeal mailed  
on January 17, 1995.

A check in the amount of \$435.00 is enclosed which  
covers the fee for the three-month extension of time.

The Commissioner is hereby authorized to charge payment  
of any additional fees associated with the filing submitted  
herewith or credit any overpayment to Deposit Account No.  
16-2460. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: 6/7/95

Stephen E. Reiter  
Registration No. 31,192  
Telephone: (619) 546-4737  
Facsimile: (619) 546-9392

PRETTY, SCHROEDER,  
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